GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

EFS&T Department - Diversion of 4.88 Ha. of forest land in Compt. No.336 of Penukonda RF of Penukonda Range, Ananthapuramu Division for establishment of Lakshmi Narasimha Swamy Temple at Penukonda Hillock in favour of Chairman & President, ISKCON Charities, Bangalore - Permission accorded - Orders – Issued

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ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (Section-II) DEPARTMENT

G.O.MS.No. 10 **Dated: 19-02-2021**
Read the following:-

1) From PCCF & HoFF, Lr.Rc.No.19134/2016/FCA-3,Dated.18-08-2018.
2) State Govt.Lr.No.EFS01-12021/90/Section-II/2018,Dated.14-09-2018.
3) From GoI, MoEF& CC, RO, Chennai, Lr No.4-APB078/2018-CHN/1671, Dt.17-10-2018.
4) State Govt. Lr.No.3927/Section-II/2018, EFS&T(Sec.II) Dept., Dated:22-04-2019.
5) From GoI, MoEF& CC, RO, Chennai, Lr No.4-APB078/2018-CHN/0781, Dt.07-05-2019.
6) State Govt. Lr.No.3927/Section-II/2018, EFS&T(Sec.II) Dept., Dated:02-11-2020.
7) From GoI, MoEF& CC, IRO, Vijayawada, Lr.F.No.4-APB078/2018-CHN/6, Dated.22-12-2020.

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ORDER:

The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh in his letter 1st read above, had submitted a proposal under Forest (Conservation) Act, 1980, for diversion of 4.88 Ha. of forest land in Compt. No.336 of Penukonda RF of Penukonda Range, Ananthapuramu Division for establishment of Lakshmi Narasimha Swamy Temple at Penukonda Hillock in favour of Chairman & President, ISKCON Charities, Bangalore and requested to forward the same to Government of India, Ministry of Environment, Forests & Climate Change, Regional Office, Chennai for consideration of the proposal under Section-2 of Forest (Conservation) Act, 1980.

2. The said proposal was sent to Government of India, Ministry of Environment, Forests, & Climate Change, Regional Office, Chennai, for their approval under Section-2 of Forest (Conservation) Act, 1980 vide State Government letter 2nd read above.

3. Government of India, Ministry of Environment, Forests, & Climate Change, Regional Office, Chennai in their letter 3rd read above, have accorded in-principle (Stage-I) approval under Section-2 of Forest (Conservation) Act, 1980, for the proposal, subject to compliance of certain conditions as stipulated therein.

4. Accordingly, the State Government vide letter 4th read above, have furnished the compliance report on the conditions stipulated by the Government of India Ministry of Environment, Forests, & Climate Change, Regional Office, Chennai while according in-principle (Stage-I) approval. Subsequently, the State Government vide letter 6th read above, have furnished new layout plan map along with the component wise breakup duly reducing the built up area from 6,00,000 sqft to 1,97,979 sqft which are bare minimum for the deity/temple as desired by the Government of India, Ministry of Environment, Forests, & Climate Change, Regional Office, Chennai in their letter 5th read above.

5. Government of India, Ministry of Environment, Forests, & Climate Change in their letter 7th read above, have accorded (Stage-II) approval under Section-2 of Forest (Conservation) Act, 1980, for diversion of 4.88 Ha. of forest land in Compt. No.336 of Penukonda RF of Penukonda Range, Ananthapuramu Division for establishment of Lakshmi Narasimha Swamy Temple at Penukonda Hillock in favour of Chairman & President, ISKCON Charities, Bangalore, subject to compliance of certain conditions as stipulated therein.

6. Government, after careful examination of the proposal hereby accord permission to the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh for diversion of 4.88 Ha. of forest land in Compt. No.336 of Penukonda RF of Penukonda Range, Ananthapuramu Division for establishment of Lakshmi Narasimha Swamy Temple at Penukonda Hillock in favour of Chairman & President, ISKCON Charities, Bangalore, subject to the following conditions:-

1. The legal status of forest land shall remain unchanged;
2. The State Forest Department shall carryout soil working cum weeding, creation of water harvesting mini-trenches in semi lunar shape, CCTs, cutting of high Stumps, coppicing, singling of multiple shoots etc. in 5.59 ha of non forest land identified in lieu of Compensatory Afforestation at Sy.No.6-N9 in Thimmamambapuram Village of Penagalur Mandal of Chitvel Range in YSR District, Kadapa. Since the identified non forest land is hilly rock sheeted & slope area and having good natural growth, Compensatory Afforestation (CA) and its maintenance over 4.75 ha of degraded forest land in Compton.1047 of Chitvel Extn. "B" RF shall be taken up from the amount realized from the User Agency. A minimum of 1000 plants / ha shall be planted in the identified CA land.
3. Mutated non forest area in favour of the State Forest Department for the purpose of compensatory afforestation shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the State Forest Act. The Nodal Officer shall report compliance within a period of six months from the date of grant of final approval and send a copy of the original notification to this office for information and record;
4. The land identified for CA and the approved CA scheme shall not be changed without prior approval of the Central Government and the State Forest Department shall ensure that the amount realized from the User Agency towards CA should not be left unspent as recommended by the REC;
5. Additional amount of Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency;
6. The forest land proposed for diversion shall under no circumstances be transferred/sublet to any other agency, department or person without prior approval of the Central Government;
7. The User agency may obtain consent / NOC from the Archeology Department, if required before execution of the work;
8. Disturbance shall be kept minimal by creating labour camps outside the forest area as far as possible and it will be the responsibility of the User Agency to ensure that the labourers & staff engaged in execution of work and pilgrims visiting the temple do not destruct nearby forest flora & fauna;
9. **The User Agency shall use limited vehicle to reach hill top which are for the essential service of the deity / temple. Parking facility shall be provided at the User Agency property situated at the base of the hill top and provide shuttle service to the pilgrims to reach Sri Lakshmi Narasimha Swamy Temple on the hill top as informed by the User Agency free of cost;**
10. **The User Agency shall only use the road for which approval under FCA, 1980 has already been accorded by the GoI vide order No.4-APB454/2008-BAN/8085, dated 25.10.2010 and no other path or road shall be constructed to reach the temple premises;**
11. The layout plan of the proposal shall not be changed without prior approval of the Central Government;
12. **The User agency shall maintain temple premises as " plastic free zone";**
13. The User Agency shall provide fire wood, preferably alternate fuel to labourers working at the site to avoid damage/tree felling;

14. All efforts shall be taken to minimize felling of trees and the State Forest Department shall carry out translocation of trees wherever feasible instead of resorting to felling, at the cost of the User Agency;

15. The total forest area utilized for the project shall not exceed **4.88 ha** and the forest area diverted shall not be used for any purpose other than those approved and **no residential or commercial buildings shall be constructed in the forest area is being diverted;**

16. The progress of Compensatory Afforestation under the jurisdiction of Ananthapur Forest Division shall be monitored by the respective Circle Head and a copy of such monitoring report shall be forwarded to the Integrated Regional Office, Vijayawada;

17. Any other conditions that the Central Government or Regional Officer(Central) of the Integrated Regional Office, Vijayawada may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the User Agency;

18. The user agency shall comply all the provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.

19. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No. 5-2/2017-FC, dated 28.03.2019.

7. The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

VIJAY KUMAR GSRKR
SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests & Head of Forest Force,
Andhra Pradesh, Guntur.

Copy to:
The Additional Principal Chief Conservator of Forests (Central)
Government of India, Ministry of Environment & Forests,
Regional Office, 1st and 2nd Floors,
Handloom Export promotion Council Building
34, Cathedral Garden Road, Nungambakkam, Chennai – 600034.

The Inspector General of Forests (Central),
Government of India, Ministry of Environment, Forests & Climate Change,
Integrated Regional Office, Vijayawada,
Camp Office:National Tiger Conservation Authority, Regional Office (South Zone),
Bengaluru-560076.

The Chairman & President, ISKCON Charities, Doddakallasandra, 8th Mile, Kanakapur Road, Bangalore, Karnataka-560062.

The P.S to Hon'ble Minister (Energy,EFS&T)

The P.S to Secretary to Government, EFS&T Dept.,

SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER